

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicant:** 

Dean R. Brown

Serial No.

10/090,885

Filed:

March 4, 2002

For:

CONTAINER WHOSE SIDE WALL

INCLUDES A SURFACE DISCONTINUITY TO HOLD SHRINKWRAP THERETO Examiner: Unknown

**Group Art Unit:** 

3727

Docket No.

PWP0002/US/2

Commissioner for Patents Washington, D.C. 20231

PAULA J. BREEDEN

# LATE SUBMISSION OF DECLARATION UNDER 37 CFR 1.53(d)

Dear Sir:

Enclosed herewith is a "Combined Declaration and Power of Attorney in Original Application" form for the above-identified application, along with a copy of the "Notice to File Missing Parts of Nonprovisional Application."

Also enclosed are 14 sheets of substitute formal drawings in compliance with 37 CFR 1.84.

Also enclosed is a Recordation Form Cover Sheet, Assignment, and a check in the amount of \$910.00 to cover the following fees:

Filing Fee	\$740.00
Late Declaration Surcharge	130.00
Assignment Recordation Fee	40.00
Total	\$910.00

If additional fees are required, please charge them to Kagan Binder Deposit Account No. 50-1775 and notify us of the same.

Respectfully Submitted,

David B. Kagan, Reg. No. 33,406

Kagan Binder, PLLC

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Stillwater, MN 55082 Phone: 651-275-9804 Facsimile: 651-351-2954

Dated: June 10, 200 Z

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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231

www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/090,885

03/04/2002

Dean R. Brown

PWP0002/US/2

Kagan Binder, PLLC Maple Island Building 221 Main Street North, Suite 200 Stillwater, MN 55082



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

#### FILED UNDER 37 CFR 1.53(b)

### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
   Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
   A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 870.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
  - drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(I) and (p)(1));

740.00 UP 130.00 UP

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A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE